

EXAMINER'S AMENDMENT OF 2/1/10 VACATED

The Examiner's Amendment Office action dated 2/1/10 is hereby vacated and replaced with that which appears infra. Any inconvenience to Applicant caused by the said 2/1/10 Office action is regretted.

The 7/2/09 version of the claims stands as the most recent version of the claims and is acted on via the examiner's amendment below.

NEW EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below to correct a minor problem. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney Michael Scaturro (Reg. No. 51,356) on 3/3/10.

In the first line of the 7/2/09 version of claim 17, please replace "method according to claim 15" with --method according to claim 16--.

REASONS FOR ALLOWANCE

The following is an examiner's statement of reasons for allowance:

Art Unit: 2883

The prior art, either alone or in combination, does not disclose or render obvious a optical layer (7) being patterned into domains (8, 9), each covering at least part of a reflective subpixel (4) or at least part of a transmissive subpixel (5), the birefringent material in a first domain (8) covering a reflective subpixel (4) of a pixel having a first birefringence and the birefringent material in a second domain (9) covering a transmissive subpixel (5) of said pixel having a second birefringence, wherein the first and second birefringence are different from each other and adapted independently to improve the viewing angle dependence for the reflective and transmissive subpixels respectively in combination with the rest of the 7/2/09 version of claim 1 for the reasons stated by Applicant in the Remarks section filed 7/2/09.

The prior art, either alone or in combination, does not disclose or render obvious a method for the manufacture of a patterned optical layer comprising performing a second irradiation of the mixture under a second reaction condition to polymerize a second domain of the photo-polymerisable mixture in a second configuration exhibiting a second birefringence wherein the first and second birefringence are different from each other and adapted independently to improve the viewing angle dependence for the reflective and transmissive subpixels respectively in combination with the rest of the 7/2/09 version of claim 16 for the reasons stated by Applicant in the Remarks section filed 7/2/09.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Art Unit: 2883

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MICHAEL P. MOONEY whose telephone number is 571-272-2422. The examiner can normally be reached during weekdays, M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mark Robinson can be reached on 571-272-2319. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Michael P. Mooney/
Patent Examiner, Art Unit 2883

/Mark A. Robinson/
Supervisory Patent Examiner, Art Unit 2883

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3/3/10